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PTO/SB/65 (03-09)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION TO ACCEPT UNAVOIDABLY DELAYED PAYMENT OF  
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378(b))**

Docket Number (Optional)

**RECEIVED**Mail to: Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450  
Fax: (571) 273-8300

AUG 26 2010

OFFICE OF PETITIONS

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at  
(571) 272-3282.Patent Number: 7080325Application Number: 10080472Issue Date: 07/18/2006Filing Date: 2/22/2002CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent  
number (or reissue patent number, if a reissue) and (2) the application number of the actual  
U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s)  
is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable:

The above-identified patent:

- ☐ is a reissue of original Patent No. \_\_\_\_\_ original issue date 08/23/2010 DALLEN 00000012 7080325  
original application number \_\_\_\_\_ 01 PL:1599 1190-00  
original filing date \_\_\_\_\_
- ☐ resulted from the entry into the U.S. under 35 U.S.C. 371 of international application  
\_\_\_\_\_ filed on \_\_\_\_\_

**CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is

(1) being deposited with the United States Postal Service on the date shown below with sufficient postage as first class  
mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-  
1450 OR(2) transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-  
8300.08/13/2010  
DateVarda Treibach-Heck  
Signature

Varda Treibach-Heck

Typed or printed name of person signing Certificate

[Page 1 of 4]

This collection of information is required by 37 CFR 1.378(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## 1. SMALL ENTITY

☒ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27

## 2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

## 3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input checked="" type="checkbox"/> \$ _____	3 ½ yr fee	(1551)	<input checked="" type="checkbox"/> \$ 490	3 ½ yr fee	(2551)
<input type="checkbox"/> \$ _____	7 ½ yr fee	(1552)	<input type="checkbox"/> \$ _____	7 ½ yr fee	(2552)
<input type="checkbox"/> \$ _____	11 ½ yr fee	(1553)	<input type="checkbox"/> \$ _____	11 ½ yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 490.00

## 4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(1) of \$ 700.00 (Fee Code 1557) must be paid as a condition of accepting unavoidably delayed payment of the maintenance fee.

SURCHARGE FEE BEING SUBMITTED \$ 700.00

## 5. MANNER OF PAYMENT

☒ Enclosed is a check for the sum of \$ 1190.00☐ Please charge Deposit Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_\_☐ Payment by credit card. Form PTO-2038 is attached.

## 6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

☐ The Director is hereby authorized to charge any maintenance fee, surcharge or petition fee deficiency to Deposit Account No. \_\_\_\_\_

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**7. OVERPAYMENT**

As to any overpayment made, please

☐ Credit to Deposit Account No. \_\_\_\_\_

OR

☒ Send refund check**WARNING:**

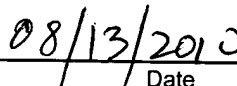
Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

**8. SHOWING**

The enclosed statement will show that the delay in timely payment of the maintenance fee was unavoidable since reasonable care was taken to ensure that the maintenance fee would be paid timely and that this petition is being filed promptly after the patentee was notified of, or otherwise became aware of, the expiration of the patent. The statement must enumerate the steps taken to ensure timely payment of the maintenance fee, the date and the manner in which the patentee became aware of the expiration of the patent, and the steps taken to file the petition promptly.

**9. PETITIONER(S) REQUESTS THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED.**


Signature(s) of Petitioner(s)



Date

Varda Treibach-Heck

Typed or printed name(s)

n/a

Registration Number, if applicable

784 Vespucci Lane

Address

650.654.1789

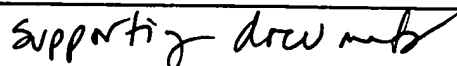
Telephone Number

Foster City, CA 94404

Address

**ENCLOSURES:**

- ☒ Maintenance Fee Payment  
☒ Statement why maintenance fee was not paid timely  
☒ Surcharge under 37 CFR 1.20(i)(1) (fee for filing the maintenance fee petition)

☒ Other:


Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

Varda Treibach-Heck  
Signature

08/13/2010  
Date

Varda Treibach-Heck  
Type or printed name

n/a  
Registration Number, if applicable

### STATEMENT

(In the space below, please provide the showing of unavoidable delay recited in paragraph 8 above.)

An Involuntary Bankruptcy proceeding re: Call-Tell LLC ,the Owner of Patent 7080325 was filed on January 26, 2009. (see attached)

On June 25, 2009, The meeting of Creditors was scheduled for July 22, 2009. (see attached)

On March 5, 2010, received Maintenance Fee reminder for patent 7080325, that was forwarded to the Bankruptcy Trustee and her attorney. (see attached)

From March 24-March 25, 2010 an online auction of Call-Tell's patents were held. There were no bids. (see attached)

On July 12, 2010, the Trustee agreed to sell Call-Tell's patents to the Heck Family Trust: Timothy R. Heck and Varda Treibach-Heck Trustees subject to objections and/or higher and better bids through August 3, 2010. (see attached)

On August 3, 2010, the Heck Family Trust was notified via email from the Trustee's attorney that the Trustee was prepared to transfer the intellectual property to Heck Family Trust in conformity with the notice circulated to creditors. (see attached)

On August 12, 2010 Order Authorizing Sale of Intellectual Property from Call-Tell LLC to Heck Family Trust, Timothy R. Heck and Varda Treibach-Heck was filed(see attached)

On August 13, 2010, Request for Assignment recordings and the Petition to Accept Unavoidably Delayed Payment of Maintenance Fee in an Expired Patent was mailed to the USPTO. (see attached)

(Please attach additional sheets if additional space is needed)



United States Bankruptcy Court  
Northern District of California

AUG 26 2010

OFFICE OF PETITIONS

### Notice of Involuntary Bankruptcy Case Filing

An involuntary bankruptcy case concerning the debtor(s) listed below was filed under Chapter 7 of the United States Bankruptcy Code, entered on 01/26/2009 at 09:52 AM and filed on 01/26/2009.

#### Call-Tell, LLC

843 Lakeshore Drive  
Redwood City, CA 94065-1738  
Tax ID / EIN: 94-3402051



The case was filed by the following petitioning creditor(s): The bankruptcy trustee is:

#### Mary Beihl

36090 Monte de Oro Road  
Temecula, CA 92592

#### Janina M. Elder

P.O. Box 158  
Middletown, CA 95461  
(707) 569-9508

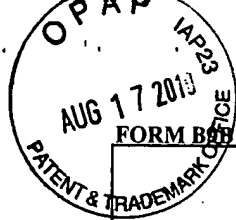
The case was assigned case number 09-30193 to Judge Thomas E. Carlson.

If you would like to view the bankruptcy petition and other documents filed by the petitioning creditor(s) and the debtor, they are available at our *Internet* home page <https://ecf.canb.uscourts.gov/> or at the Clerk's Office, 235 Pine Street, 19th floor, Post Office Box 7341, San Francisco, CA 94120.

You may be a creditor of the debtor. If so, you will receive an additional notice from the court setting forth important deadlines.

Gloria L. Franklin  
Clerk, U.S. Bankruptcy Court

PACER Service Center			
Transaction Receipt			
08/06/2010 16:16:10			
PACER Login:	lf0121	Client Code:	99094-38252-00001
Description:	Notice of Filing	Search Criteria:	09-30193
Billable Pages:	1	Cost:	0.08

**UNITED STATES BANKRUPTCY COURT**  
Northern District of California (San Francisco)**Notice of Chapter 7 Bankruptcy Case, Meeting of Creditors, & Deadlines**

A chapter 7 bankruptcy case concerning the debtor(s) Corporation listed below was filed on 1/26/09.

You may be a creditor of the debtor. **This notice lists important deadlines.** You may want to consult an attorney to protect your rights. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below. NOTE: The staff of the bankruptcy clerk's office cannot give legal advice.

**See Reverse Side For Important Explanations**

Debtor(s) (name(s) used by the debtor(s) in the last 8 years, including married, maiden, trade, and address):

Call-Tell, LLC  
843 Lakeshore Drive  
Redwood City, CA 94065-1738Case Number:  
09-30193Social Security/Individual Taxpayer ID/Employer Tax ID/Other  
Nos.:  
94-3402051

Attorney for Debtor(s) (name and address):

Neal H. Konami  
Law Offices of Neal H. Konami  
255 California St. #600  
San Francisco, CA 94111-4912  
Telephone number: (415)274-0956

Bankruptcy Trustee (name and address):

Janina M. Elder  
P.O. Box 158  
Middletown, CA 95461  
Telephone number: (707) 569-9508**Meeting of Creditors**

Date: July 22, 2009

Time: 10:00 AM

Location: San Francisco U.S. Trustee Off, Office of the U.S. Trustee, 235 Pine Street, Suite 850, San Francisco, CA 94104

**Important Notice to Individual Debtors:** The United States Trustee requires all debtors who are individuals to provide government-issued photo identification and proof of social security number to the trustee at the meeting of creditors.

**Creditors May Not Take Certain Actions:**

In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

**Please Do Not File a Proof of Claim Unless You Receive a Notice To Do So.****Creditor with a Foreign Address:**

A creditor to whom this notice is sent at a foreign address should read the information under "Do Not File a Proof of Claim at This Time" on the reverse side.

**Address of the Bankruptcy Clerk's Office:**235 Pine Street, 19th floor  
Post Office Box 7341  
San Francisco, CA 94120  
Telephone number: 415-268-2300**For the Court:**Clerk of the Bankruptcy Court:  
Gloria L. Franklin**RECEIVED**

Hours Open: Monday - Friday 9:00 AM - 4:30 PM

Date: 6/25/09

AUG 26 2010

OFFICE OF PETITIONS



UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RECEIVED

AUG 26 2010

OFFICE OF PETITIONS

SAN FRANCISCO DIVISION

In re

CALL-TELL, LLC,

Debtor.

Case No. 09-30193 TEC

Chapter 7

The Hon. Thomas E. Carlson

Auction Date: March 24 -25, 2010

Place: [www.IpAuctions.com](http://www.IpAuctions.com)

**NOTICE OF ONLINE AUCTION OF  
INTELLECTUAL PROPERTY ASSETS  
AND PAYMENT OF FEE/COMMISSION  
TO AUCTIONEER  
(11 U.S.C. 363(b); F.R.B.P. 6004)**

TO THE DEBTOR, CREDITORS, THE UNITED STATES TRUSTEE AND INTERESTED PARTIES:

**PLEASE TAKE NOTICE** that from 12:00 p.m., March 24, 2010 until 12:00 p.m., March 25, 2010, an online auction of the Debtor's intellectual property assets ("Assets") described in Exhibit A attached to this Notice will take place on [www.IpAuctions.com](http://www.IpAuctions.com). The sale will be in conformity with this notice and information provided by the Trustee's auctioneer, Joseph Popolo of IpAuctions, Inc. ("IpAuctions"). The sale is on an "as-is, where-is" basis with no warranties or representations.

The Auction

The Trustee has employed IpAuctions as her auctioneer to market and sell the Assets. IpAuctions advised the Trustee that it believes that the Assets would garner the best sale price through a private sale procedure directed to numerous, individual buyers rather than to one purchaser, based upon IpAuctions experience in and special knowledge of the internet based auction industry. IpAuctions intends to use internet auctioning services and marketing and advertising, among other means, in order to notify potential purchasers of the availability of the Assets. The Assets will be sold in a single lot.

The items subject to auction are the patents, trademark and domain name described in Exhibit A. The auction will take place beginning at 12:00 p.m., Pacific Standard Time, on March 24, 2010 and end on 12:00 p.m., Pacific Standard Time, on March 25, 2010. After the auction, the Trustee will file an auctioneer's report and certification identifying the name of the buyer, the purchase price and the asset purchased.

Further Information

Any interested parties may obtain further information regarding the Assets and the online bidding process by contacting Joseph Popolo, IpAuctions, Inc., at (775) 826-1300 tel. or [jpopolo@ipauctions.com](mailto:jpopolo@ipauctions.com) or visiting [www.IpAuctions.com](http://www.IpAuctions.com).

### Payment to Auctioneer

Under the terms of the order appointing auctioneer, the Trustee anticipates paying IpAuctions a \$250 listing fee per patent/trademark, a \$25 listing fee per domain name and a commission of 20% for the first \$100,000, 15% for the next \$150,000 and 10% of the balance over \$250,000.

### Objections

**PLEASE TAKE FURTHER NOTICE** that anyone who wishes to object to the sale must do so in conformity with Rule 9014-1 of the Bankruptcy Local Rules for the Northern District of California. Rule 9014-1 requires that an objection be in writing, filed with the Clerk of the United States Bankruptcy Court, P.O. Box 7341, San Francisco, California 94120, and served on counsel for the Trustee at the address below. Rule 9014-1 also requires that an objecting party file with its objection any legal memorandum or evidence (submitted by declaration), which the objecting party wants the Court to consider in support of its objection. If no party in interest timely objects to the requested relief or requests a hearing, the Trustee will seek entry of an order approving the sale by default to the extent necessary or as requested, without further notice and in the absence of an actual hearing. If a timely request for a hearing is made, counsel for the Trustee will give at least 10 days written notice of the hearing to the objecting or requesting party.

**PLEASE TAKE FURTHER NOTICE THAT** as of January 1, 2005, the United States Bankruptcy Court for the Northern District of California has adopted mandatory electronic filing. If you are not currently qualified to file papers with the Court electronically, you should consult the Court's website ([www.canb.uscourts.gov](http://www.canb.uscourts.gov)).

Dated: March 2, 2010

LUCE, FORWARD, HAMILTON & SCRIPPS LLP

By: /s/Michael A. Isaacs, Esq., CSBN 99782

Michael A. Isaacs  
Counsel for Janina M. Elder,  
Chapter 7 Trustee

Michael A. Isaacs, CSBN 99782  
Nhung Le, CSBN 209552  
Luce, Forward, Hamilton & Scripps, LLP  
121 Spear Street, Ste. 200  
San Francisco, CA 94105  
Telephone: (415) 356-4600  
Fax: (415) 356-4610  
[misaacs@luce.com](mailto:misaacs@luce.com)  
[nle@luce.com](mailto:nle@luce.com)



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**USPTO Patent Search**

PAT. NO.	Title
1 <u>7,508,537</u>	<b>T</b> <u>Centralized, automatic extraction of data from remotely transformed and transmitted forms</u>
2 <u>7,500,201</u>	<b>T</b> <u>Data input method and system with multi-sub-field matching of user entries into a graphical input device</u>
3 <u>7,426,486</u>	<b>T</b> <u>Multi-party reporting system and method</u>
4 <u>7,406,663</u>	<b>T</b> <u>Graphical input device with dynamic field width adjustment for input of variable data via a browser-based display</u>
5 <u>7,296,221</u>	<b>T</b> <u>System and method for remote, automatic reporting and verification of forms</u>
6 <u>7,212,301</u>	<b>T</b> <u>System and method for centralized, automatic extraction of data from remotely transmitted forms</u>
7 <u>7,080,325</u>	<b>T</b> <u>Graphical device for comprehensive viewing and input of variable data via a browser-based display</u>

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**USPTO Patent Application Search**

PUB. APP. NO.	Title
1 <u>20080294687</u>	<u>CENTRALIZED, AUTOMATIC REPORTING SYSTEM AND METHOD FROM INTERFACE TECHNOLOGIES</u>

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**WIPO**

Pub. No.: WO/2003/038735 International Application No.: PCT/US2002/035059  
Publication Date: 08.05.2003 International Filing Date: 30.10.2002  
Chapter 2 Demand Filed: 15.05.2003

IPC: **G06K 9/00** (2006.01)

Applicant: **CALL-TELL LLC** [US/US]; 446 Barnegat Lane, Redwood City, CA 94065-1246 (US).

Inventors: **TREIBACH-HECK, Varda**; (US). **JOHNSON, Bruce**; (US).  
**CALDWELL, Byron, G.**; (US). **GOLLOM, David, Alan**; (US).

Agent: **PEARCE, Jeffrey**; 34825 Sultan-Startup Road, Sultan, WA 98294 (US).

Priority Data: 10/003,339 31.10.2001 US

Title: REMOTE AUTOMATIC REPORTING SYSTEM AND METHOD

Designated States: AT, AU, BR, CA, CH, CN, CZ, DE, DK, EE, ES, FI, GB, HU, IL, IN, JP, KR, LT, LU, LV, MX, NO, NZ, PL, PT, RU, SE, SG, TR, UA.  
Eurasian Patent Organization (EAPO) (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM)  
European Patent Office (EPO) (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB,



UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

RECEIVED

AUG 26 2010

OFFICE OF PETITIONS

In re

CALL-TELL, LLC,

Debtor.

Case No. 09-30193 TEC

Chapter 7

The Hon. Thomas E. Carlson

**NOTICE OF INTENT TO SELL INTELLECTUAL  
PROPERTY, SUBJECT TO HIGHER AND  
BETTER BIDS (11 U.S.C. § 363(b))**

[No Hearing Requested Unless Objection Filed]

**TO ALL CREDITORS AND PARTIES IN INTEREST:**

**PLEASE TAKE NOTICE** that on Janina M. Elder, Trustee in bankruptcy of the estate of the above-named Debtor has agreed to sell any and all interest the Trustee has in the Debtor's intellectual property, including but not limited to the following (collectively the "IP Assets"):

Patent No.	Description
7,508,537	Centralized, automatic extraction of data from remotely transformed and transmitted forms
7,500,201	Data input method and system with multi-sub-field matching of user entries into a graphical input device
7,426,486	Multi-party reporting system and method
7,406,663	Graphical input device with dynamic field width adjustment for input of variable data via a browser-based display
7,296,221	System and method for remote, automatic reporting and verification of forms
7,212,301	System and method for centralized, automatic extraction of data from remotely transmitted forms
7,080,325	Graphical device for comprehensive viewing and input of variable data via a browser-based display
PUB. APP. NO. 20080294687	Patent Application: Centralized automatic reporting system and method from interface technologies

**BACKGROUND**

In March of 2010, the Trustee utilized an online auctioneer in an attempt to sell the Debtor's IP Assets. The sale was unsuccessful. The IP Assets were not sold. At the time, the only person that expressed interest in purchasing the IP Assets was the Debtor's Principal. However, as noted, the Trustee utilized an online auction company but no bids were received.

**THE SALE**

The Trustee has received an offer for the IP Assets from a party related to the Debtor's Principal: the Heck Family Trust: Timothy R. Heck and Varda Treibach-Heck Trustees (the "Buyer").

The sale is subject to higher and better bids, with the minimum bid set at \$5,500, as noted below.

The sale is on an "As-Is, Where-Is, and With-All-Faults" basis. The Trustee makes no representations or warranties as to the validity of any of the IP Assets at issue, nor whether any deadlines have passed. In fact, the Trustee has been informed that a maintenance fee is due for patent no. 7,080,325, patent issue date July 18, 2006. That fee is supposed to be \$555 and was due on February 18, 2010. Other than the foregoing, the Trustee does not have any information regarding the expiration of any dates that could affect the validity of the IP Assets.

### **OVERBIDS**

As noted, the minimum overbid is \$5,500. Should a party wish to overbid, the minimum overbid amount is to be paid at or prior to the time of auction. Any increments over and above the minimum overbid amount will be due within two (2) business days following the auction, if an auction occurs.

All buyers are responsible for any costs related to the sale and any necessary transfers, including sales tax, if any.

### **AUCTION DATE**

In the event an overbid is received, an auction will occur on August 3, 2010 at the office of Trustee's counsel, noted below. Overbidders and the Buyers can participate by telephone, but arrangements need to be made in advance with counsel for the Trustee, Michael A. Isaacs, at (415) 356-4600 or at [misaacs@luce.com](mailto:misaacs@luce.com) or with the Trustee, Janina M. Elder, by e-mail at [jmelder7@aol.com](mailto:jmelder7@aol.com) or by phone at (707) 569-9508.

The Trustee reserves the right, in her sole discretion, to require additional terms or conditions, to refuse bids which do not, in her sole discretion, conform to the terms of the sale, or to continue the sale from time to time without further notice to general creditors in this case.

### **OBJECTIONS OR REQUESTS FOR HEARING**

**PLEASE TAKE NOTICE** that Bankruptcy Local rule 9014-1 of the United States Bankruptcy Court for the Northern District of California prescribes the procedures to be followed with respect to any objection to the proposed sale or any request for hearing thereon. Any objection to the proposed sale or request for hearing thereon must be filed with the United States Bankruptcy Court at Office of the Clerk - United States Bankruptcy Court at P.O. Box 7341, San Francisco, California 94120, and served upon counsel for the Trustee at the address set forth below within 21-days of the mailing of this notice, i.e. August 2, 2010. Any request for hearing on or objection to the proposed sale must be accompanied by any declarations or memoranda of law that the party objecting or requesting wishes to present in support of its position. If an objection or request for hearing is timely made, counsel for the Trustee will give at least 7-days written notice of hearing to the objecting or requesting party. If there is not a timely objection to the proposed sale or a request for hearing, the Court may enter an Order granting the relief requested herein by default, without further notice and in the absence of an actual hearing.

Dated: July 12, 2010

LUCE, FORWARD, HAMILTON & SCRIPPS LLP

By: /s/Michael A. Isaacs, Esq., CSBN 99782

MICHAEL A. ISAACS,

Attorneys for Janina M. Elder, Trustee

Michael A. Isaacs, State Bar No. 99782

LUCE, FORWARD, HAMILTON & SCRIPPS LLP

Rincon Center II, 121 Spear Street, Suite 200, San Francisco, California 94105-1582


Telephone No.: 415.356.4600 / Fax No.: 415.356.3895

[misaacs@luce.com](mailto:misaacs@luce.com)



1 Michael A. Isaacs, CSBN 99782  
2 LUCE, FORWARD,  
3 HAMILTON & SCRIPPS LLP  
4 Rincon Center II,  
5 121 Spear Street, Suite 200  
6 San Francisco, CA 94105-1582  
7 Telephone No.: 415.356.4600  
8 Fax No.: 415.356.3895  
9 misaacs@luce.com

Signed and Filed: August 11, 2010

  
THOMAS E. CARLSON  
U.S. Bankruptcy Judge

6 Attorneys for  
7 JANINA M. ELDER,  
8 Chapter 7 Trustee

RECEIVED

AUG 26 2010

OFFICE OF PETITIONS

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

11 In re  
12 CALL-TELL, LLC,  
13 Debtor.

Case No. 09-30193 TEC  
Chapter 7  
The Hon. Thomas E. Carlson

**ORDER AUTHORIZING SALE OF  
INTELLECTUAL PROPERTY**

16 Based on the Trustee's Request for Entry of Order Authorizing Sale of Intellectual Property  
17 ("Request"), the supporting declaration of counsel, and it appearing from those documents that notice  
18 has been adequate, that no objections have been filed with the Court or served on the Trustee, and that  
19 good cause exists, it is

20 ORDERED, as follows:

- 21 1. The Trustee's Request is granted.
- 22 2. The Trustee is authorized to sell the Debtor's intellectual property to the Debtor's  
23 Principal: the Heck Family Trust: Timothy R. Heck and Varda Treibach-Heck Trustees, or their  
24 designee ("Buyer"), for the sum of \$4,500.
- 25 3. The Trustee is authorized to execute those documents as may be necessary to transfer  
26 the intellectual property at issue to the Buyer or its designee.

27 **\*\*END OF ORDER\*\***  
28